



#4/ 1-15-04
v. Jones

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Hideharu Ozaki

Serial No.: 10/063,472

Filed: April 26, 2002

For: SEMICONDUCTOR INTEGRATED
CIRCUIT DEVICE AND DEVICE
FOR TESTING SAME

Commissioner for Patents
Alexandria, VA 22313-1450

Examiner: James Kerveros

Unit: 2858

Docket: 15483

Dated: December 29, 2003

RECEIVED

JAN 12 2004

Technology Center 2100

RESPONSE TO REQUIREMENT FOR RESTRICTION

Sir:

Pursuant to the Restriction Requirement imposed in the Official Action dated September 30, 2003, Applicant provisionally elects the claims of Fourth Species, Figure 7, for continued prosecution herein. Applicant submits that Claims 1-4, 21-24, 30, and 32, are readable on Species 4, Figure 7.

Claims 1-36 are present in the above-captioned application and have been subjected to restriction under 35 U.S.C. §121. Specifically, the Official Action avers that the following inventions are present in the claims:

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on December 29, 2003.

Dated: December 29, 2003

Paul J. Esatto, Jr.

First Species, Figures 2-4;

Second Species, Figure 5;

Third Species, Figure 6;

Fourth Species, Figure 7;


Fifth Species, Figure 8.

It is the Examiner's position that the inventions listed as Species 1-5 are distinct from each other.

In response to the Examiner's requirement for restriction, Applicant provisionally elects to prosecute the subject matter of Species 4, Figure 7, Claims 1-4, 21-24, 30 and 32. However, Applicant reserves the right under 35 U.S.C. § 121 to file one or more divisional applications directed to the non-elected claims in this application. Furthermore, Claim 1 is generic with respect to Species 2, 4, and 5, as the claim recites, inter alia, a circuit comprising a two-pulse generator. The limitation is disclosed by Figures 5, 7, and 8. Similarly, Claim 21, which is the test board that corresponds to the circuit of claim 1, appears to be generic to Species 2, 4 and 5. Claim 22 is also generic with respect to Species 2, 4 and 5.

In view of the foregoing, an examination on the merits of the elected claims, at an early date, is earnestly solicited.

Respectfully submitted,



Paul J. Esatto, Jr.
Registration No. 30,749

Scully, Scott, Murphy & Presser
400 Garden City Plaza
Garden City, NY 11530
(516) 742-4343
PJE/SMW:lf